

ASSEMBLY BILL

No. 132

Introduced by Assembly Member Logue

January 11, 2011

An act to amend Section 2064 of the Labor Code, relating to car washes.

LEGISLATIVE COUNSEL'S DIGEST

AB 132, as introduced, Logue. Car washes: regulations: civil penalties.

Existing law requires an employer engaged in the business of car washing and polishing to register annually with the Division of Labor Standards and Enforcement within the Department of Industrial Relations. An employer who fails to register or renew his or her registration is subject to a specified civil fine.

This bill would require the Labor Commissioner to notify an employer engaged in the business of car washing and polishing who has failed to register of the requirement to register and of his or her failure to register prior to subjecting the employer to a civil fine. If the employer fails to register within 60 days of receiving that notification, he or she may thereafter be subject to the civil fine.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 2064 of the Labor Code is amended to
2 read:

1 2064. (a) *If the commissioner discovers that an employer has*
2 *failed to register pursuant to this chapter, he or she shall promptly*
3 *notify, in writing, the employer of the requirement to register and*
4 *of the employer's failure to register pursuant to this chapter.*
5 (b) ~~An employer who fails to register pursuant to Section 2054~~
6 ~~is within 60 days of receiving the notification required by~~
7 ~~subdivision (a), or who fails to renew his or her annual~~
8 ~~registration, may be subject to a civil fine of up to one hundred~~
9 ~~dollars (\$100) for each calendar day, not to exceed ten thousand~~
10 ~~dollars (\$10,000), the employer conducts car washing and polishing~~
11 ~~while unregistered.~~